

MINUTES

MONTANA SENATE 64th LEGISLATURE - REGULAR SESSION COMMITTEE ON LOCAL GOVERNMENT

Call to Order: Chair Janna Taylor, on February 18, 2015 at 3:00 PM, in Room 405 Capitol

ROLL CALL

Members Present:

Sen. Janna Taylor, Chair (R)
Sen. Edward Buttrey, Vice Chair (R)
Sen. Dick Barrett (D)
Sen. Mary McNally (D)
Sen. JP Pomnichowski (D)
Sen. Scott Sales (R) (arrived after roll call)
Sen. Bruce Tutvedt (R) (arrived after roll call)
Sen. Gordon Vance (R)
Sen. Gene Vuckovich (D)

Members Excused: None

Members Absent: None

Staff Present: Charlene Devine, Committee Secretary
Leanne Kurtz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 320, 2/13/2015; SB 341, 2/16/2015; SB 340, 2/16/2015

Executive Action: SB 239, Do Pass As Amended; SB 294, Do Pass As Amended; SB 303, Tabled; SB 320, Motion withdrawn; HB 193, Be Concurred In As Amended

HEARING ON SB 320

Opening Statement by Sponsor:

00:01:05 Sen. Jon Sesso (D), SD 37, opened the hearing on SB 320, Revise laws related to local government and registration of properties.

Proponents' Testimony:

00:08:44 Eileen Joyce, county attorney, Butte Silver Bow County (BSBC)
00:09:15 Sen. Tutvedt entered the hearing.
00:11:29 Mollie Maffie, deputy county attorney, Butte Silver Bow County
00:14:13 Ed Randall, Butte Silver Bow County
00:16:09 Brendan McDonough, Butte Silver Bow County
00:18:10 Sen. Tutvedt left the hearing.

Opponents' Testimony:

00:18:53 John, Sinrud, Montana Landlords Association
[EXHIBIT\(los37a01\)](#)
00:20:30 Sen. Sales entered the hearing.
00:23:23 Rickey Linafelter, executive vice president, Montana Landlords Association
00:25:07 Andy Skinner, self

Informational Testimony: None

Questions from Committee Members and Responses:

00:27:49 Sen. Vuckovich
00:29:39 Ms. Joyce, BSBC
00:30:29 Sen. Barrett
00:33:46 Sen. Sesso
00:36:25 Sen. Buttrey
00:36:48 Sen. Sesso
00:37:59 Sen. Vuckovich

Closing by Sponsor:

00:38:21 Sen. Sesso

HEARING ON SB 340

Opening Statement by Sponsor:

00:40:03 Sen. JP Pomnichowski (D), SD 33, opened the hearing on SB 340, Requiring conservation districts to make certain information available.

Proponents' Testimony: None

Opponents' Testimony:

00:44:26 Elena Evans, executive director, Montana Association of Conservation Districts (MACD)

[EXHIBIT](#)(los37a02)

00:51:00 Jeff Ryan, supervisor, Lewis and Clark County Conservation District (LCCD)

Informational Testimony: None

Questions from Committee Members and Responses:

00:52:36 Sen. Barrett
00:53:14 Mr. Ryan, LCCD
00:53:38 Ms. Evans, MACD
00:54:47 Sen. Barrett
00:55:30 Ms. Evans
00:57:20 Sen. Barrett
00:58:23 Sen. Pomnichowski
01:00:03 Sen. Vuckovich left the hearing.
01:00:10 Sen. Vance
01:00:35 Sen. Pomnichowski
01:01:32 Sen. McNally
01:02:04 Ms. Evans
01:03:19 Sen. McNally
01:03:44 Ms. Evans
01:05:00 Chair Taylor
01:05:22 Sen. Pomnichowski

Closing by Sponsor:

01:06:10 Sen. Pomnichowski

HEARING ON SB 341

Opening Statement by Sponsor:

01:07:51 Sen. JP Pomnichowski (D), SD 33, opened the hearing on SB 341, Revise election and appointment of conservation district supervisors.

[EXHIBIT](#)(los37a03)

01:09:10 Sen. Tutvedt entered the hearing.

Proponents' Testimony: None

Opponents' Testimony:

01:11:49 Elena Evans, executive director, Montana Association of Conservation Districts (MACD)

EXHIBIT(los37a04)

01:13:49 Sen. Vuckovich entered the hearing.

01:13:50 Vice Chair Buttrey assumed duties as chair.

01:26:30 Linda Stoll, Montana Association of Clerk and Records

01:28:39 Jeff Ryan, supervisor, Lewis and Clark County, Montana Association Conservation District

Informational Testimony:

01:30:52 Laurie Zeller, bureau chief, Conservation Districts, Department of Natural Resources and Conservation

01:31:18 Don MacIntrye, attorney, Montana Association Conservation District

Questions from Committee Members and Responses:

01:31:59 Sen. Vance

01:34:30 Sen. Pomnichowski

01:35:12 Sen. Barrett

01:36:23 Sen. Pomnichowski

Closing by Sponsor:

01:37:50 Sen. Pomnichowski

EXECUTIVE ACTION ON SB 239

01:39:09 **Motion:** Sen. Vance moved that **SB 239 DO PASS.**

01:39:15 Chair Taylor

01:39:20 Leanne Kurtz, Legislative Services Division (LSD)

01:39:34 Sen. Buttrey

01:40:09 **Motion:** Sen. Buttrey moved that **SB 239 BE AMENDED.**
(see additional exhibits)

Discussion:

01:40:11 Sen. Buttrey

01:40:22 **Vote:** Motion carried unanimously by roll call vote.

Discussion:

01:41:36 Sen. Barrett

01:43:07 Sen. Pomnichowski

01:44:11 **Motion/Vote:** Sen. Vance moved that **SB 239 DO PASS AS AMENDED**. Motion carried 6-3 by roll call vote with Sen. Barrett, Sen. McNally and Sen. Pomnichowski voting no.

EXECUTIVE ACTION ON SB 294

01:45:24 **Motion:** Sen. Buttrey moved that **SB 294 DO PASS**.

01:45:27 **Motion:** Sen. Buttrey moved that **SB 294 BE AMENDED**.
[EXHIBIT\(los37a05\)](#)

Discussion:

01:45:35 Sen. Pomnichowski

01:46:05 Leanne Kurtz, Legislative Services Division (LSD)

01:46:07 **Vote:** Motion carried 8-1 by roll call vote with Sen. Sales voting no.

01:46:10 **Motion:** Sen. Buttrey moved that **SB 294 DO PASS AS AMENDED**.

Discussion:

01:46:12 Sen. Pomnichowski

01:47:15 Sen Sales

01:47:18 Sen. Pomnichowski

01:47:26 **Vote:** Motion carried 8-1 by roll call vote with Sen. Sales voting no.

EXECUTIVE ACTION ON SB 303

01:48:13 **Motion:** Sen. Buttrey moved that **SB 303 DO PASS**.

Discussion:

01:48:18 Sen. Buttrey

01:48:23 Sen. Pomnichowski

01:49:37 Sen. Buttrey

01:50:41 Sen. Barrett

01:50:49 **Vote:** Motion failed unanimously by roll call vote.

01:51:32 **Motion/Vote:** Sen. Buttrey moved that **SB 303 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 320

01:52:48 **Motion:** Sen. Buttrey moved that **SB 320 DO PASS**.

Discussion:

01:52:53 Sen. Buttrey
 01:52:59 Chair Taylor
 01:53:00 Sen. Sales
 01:53:13 Sen. Pomnichowski
 01:53:20 Sen. Vance
 01:53:43 Without objection, Sen. Buttrey withdrew the DO PASS motion.
 01:53:57 Chair Taylor
 01:54:31 Sen. Pomnichowski
 01:54:38 Chair Taylor

EXECUTIVE ACTION ON HB 193

01:55:20 **Motion:** Sen. Tutvedt moved that **HB 193 BE CONCURRED IN.**

01:55:29 **Motion:** Sen. Tutvedt moved that **HB 193 BE AMENDED.**
[**EXHIBIT\(los37a06\)**](#)

Discussion:

01:55:47 Leanne Kurtz
 01:57:51 Sen. Tutvedt
 01:57:56 Sen. Vance
 01:58:25 Sen. Pomnichowski
 01:58:49 Sen. Tutvedt
 01:59:11 Sen. Pomnichowski
 01:59:23 Sen. Tutvedt

01:59:28 **Vote:** Motion carried unanimously by voice vote.

01:59:54 **Motion:** Sen. Tutvedt moved that **HB 193 BE CONCURRED IN AS AMENDED.**

Discussion:

02:00:02 Sen. Pomnichowski
 02:00:55 Sen. Barrett
 02:01:38 Sen. Tutvedt
 02:02:36 Chair Taylor
 02:02:46 Sen. Barrett
 02:04:03 Chair Taylor
 02:04:08 Harold Blattie, Montana Association of Counties (MACo)
 02:05:00 Sen. Barrett
 02:05:31 Sen. Sales left the hearing.
 02:05:49 Mr. Blattie, MACo
 02:06:02 Sen. McNally
 02:06:11 Sen. Vance left the hearing.
 02:06:20 Mr. Blattie
 02:06:51 Sen. Pomnichowski
 02:07:32 Sen. Vuckovich

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02:08:25 Mr. Blattie

02:08:59 **Vote:** Motion carried unanimously by roll call vote. Sen. Sales and Sen. Vance voted by proxy. Sen. Tutvedt will carry the bill.

02:10:00 Chair Taylor

ADJOURNMENT

Adjournment: 5:16 P.M.

Charlene Devine, Secretary

cd

Additional Documents:

EXHIBIT([los37aad.pdf](#))